



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
39th Finance Battalion
Unit #20193
APO AE 09165



COMMAND TECHNICAL MEMORANDUM #3

AEUFC-FBH-CDR (37)

14 August 2006

MEMORANDUM FOR All Deputies, Cashiers, Agents and Guards for the 39th Finance Battalion

SUBJECT: Security of Cash and the Use of Deadly Force

1. REFERENCE: AR 190-14, dated 12 March 1993.
2. PURPOSE: To provide guidance on the security measures to be used when transporting cash and the use of deadly force.
3. APPLICABILITY: All Soldiers and civilians entrusted with funds of the 39th Finance Battalion.
4. GENERAL: Security may be in the form of a military police escort or unit security escort acting as an armed guard. Always attempt to acquire a military police escort whenever possible. Military police are trained on how to act when confronted with an assailant, and they know the proper actions to take prior to using deadly force. There are times when a military police escort is not available, so it is important that Soldiers serving as guards understand when the use of deadly force is appropriate. Without exception, before serving as an armed guard, each Soldier must read this policy memorandum and indicate his/her understanding of its contents by signing the certification on the reverse.
5. RESPONSIBILITIES:
 - a. Detachment commanders will:
 - (1) Ensure that an armed guard is used whenever currency in excess of \$5,000.00 is transported.
 - (2) Ensure that each guard is thoroughly briefed on the contents of this memorandum, and signifies his/her understanding of its contents by signing the attached statement of understanding. **Detachment commanders and sergeants are responsible for escorts knowing how to perform their escort duties and knowing what actions to take prior to using deadly force.**

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(3) Ensure that funds are transported only in a military vehicle.

(4) Ensure that armed guards are currently qualified on the weapon (9mm or M16) they will use when performing their duties.

(5) Ensure that all guards have emergency contact numbers in the case of an incident.

b. Deputies, cashiers, and agents will:

(1) Ensure that proper coordination is made to receive, transport, and secure funds from the finance office. Again, attempt to secure a military police escort if possible.

(2) Ensure each unit guard has read and understands the instructions on this memorandum.

(3) Maintain the signed statement of understanding on file within the respective detachment disbursing office.

(4) Ensure that the procedures outlined in this memorandum are not violated, and that, most importantly, no life is put at risk for any amount of money.

c. Guards will comply with the following instructions when performing their duties:

(1) When armed with the standard 9mm Pistol, guards are required to use the lanyard and possess two magazines, 10 rounds each. The weapon will be carried in the standard issue holster attached to the web belt. In addition to the holster, the web belt will have a first aid pouch, one magazine pouch, and a pistol lanyard attached to the belt. The web belt with holster will be worn on the outside of all clothing at all times. After the agent receives funds, the guard, in the presence of an NCO or agent, will place the weapons on safe, place one magazine with 10 rounds into weapon (**do not chamber a round**), attach the lanyard to the weapon, and holster the weapon fastening the holster cover.

(2) When armed with the M-16 Rifle, the weapon will be carried on the guard's shoulder (sling arms) during the movement to the finance office. Once funds are in the possession of the deputy, cashier or agent, the guard will place weapon at port arms. In the presence of an NCO or agent, the guard will place the weapon on safe and place one 10 round magazine into the weapon (**do not chamber a round**).

(3) When operating a vehicle, the guard may also perform duties as the driver. When performing duties as the driver and guard and approached by any person while the vehicle is in operation, stop the vehicle in a safe place, turn off the engine and dismount to talk to the person. When another person is performing the duties of driver,

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and approached by any person, the guard will dismount the vehicle to talk to the person. At no time will the guard allow anyone to approach the vehicle while being seated.

(4) The guard will remain with the deputy, cashier or agent at all times. The guard should remain on the right side, slightly to the rear of the deputy, cashier or agent. The money should be carried between the deputy, cashier or agent and the guard. If carrying the M-16 Rifle, the guard will modify the position so the weapon is pointing away from the agent. When making payments, ensure that individuals keep at least five feet away from the deputy, cashier or agent. Control the line of customers and allow only one customer at a time to come forward to the agent for payment.

(5) In the event of an armed robbery against the deputy, cashier or agent, do not risk your or your agent's life. Render all currency to the assailant and get a good description of the assailant's physical features. Immediately notify the military police once it is safe to do so.

(6) Rules for use of force: In most situations, your physical presence is a sufficient deterrent to prevent any attempts against the deputy, cashier or agent.

(a) Should it be necessary to use force, the following amount of force will be used in the order specified. Remember that deadly force will be used only as a last resort under the conditions identified below.

(b) Begin by using verbal persuasion. Order the person to halt or step away from the deputy, cashier or agent. Do not demand identification or attempt to identify the individual. This will place you in a situation in which you must make physical contact with the person.

(c) When facing an unarmed assailant and in possession of a 9mm Pistol, take the following actions: If the person approaches toward you, use your "non shooting" hand to ward off the individual. Thrust your non-firing arm forward, palm open, and with a loud voice tell the person to stop. Ensure that your weight is on your back foot in the event that the person attempts to grab your arm. Your voice command should draw the attention of the deputy, cashier or agent and others in the immediate area. The deputy, cashier or agent should verbally solicit the assistance of others to call the military police. Do not attempt to physically detain the person through physical force. This may place you and the deputy, cashier or agent at risk of injury. If the person stops, detain the person at a distance by having the person place his knees on the ground with his legs crossed behind him, with his hands and arms always visible to you.

(d) When facing an unarmed assailant and in possession of an M-16 Rifle, take the following actions: Place the weapon on your shooting arm, pointing it slightly downward away from the assailant, with rifle butt against your rib cage and your trigger finger over the top of the trigger housing area. Use your non-shooting arm to ward off

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the individual. Proceed with steps provided above when using a 9mm Pistol. If the individual approaches too close, place your non-shooting arm over the rifle hand guard and your shooting arm over rifle stock; use the weapon, holding it at port arms to block and push down the assailant if necessary.

(e) Presenting a firearm may halt the actions of adversaries without having to use deadly force. Movements to remove your weapon from its holster and display your weapon are considered presentation of possible use of deadly force. You should only remove your weapon from its holster if there is a reasonable expectation that use of the weapon may be necessary. It is imperative that you understand that if you point a weapon at an intruder, you are progressing to the level where deadly force may have to be used. Never remove the pistol or place the rifle in a position that will prematurely commit you to use of deadly force.

(f) Deadly force will not be used to protect currency or cash items when its use would jeopardize the lives of the guard or any other innocent person(s). In other words, do not risk a life to protect cash or cash items.

(7) The following describes the rules for use of deadly force: Deadly force is defined as destructive physical force against a person or persons. Using deadly force as an escort guard is authorized only under the following circumstances:

(a) All other lesser means of force described above have failed or cannot reasonably be employed.

(b) For self defense, when you reasonably believe that you or your agent are in imminent danger of death or serious injury. In most cases the other person must attempt to display or actually display a weapon.

(c) An order to halt or stop has been issued and the assailant is not responding to the call, and you believe that you or your agent are in imminent danger of death of serious injury.

(d) If forced to fire, only fire with due regard for the safety of innocent bystanders.

(e) If possible, aim to disable the person prior to firing.

(f) Never fire at a vehicle or into a crowd. Do not fire any warning shots; the attacker will be too close and doing so might endanger the safety of innocent people in the immediate area.

(g) When directed by the lawful order of a superior who is governed by AR 190-14.

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(h) Once you have fired your weapon and the intruder is down, move to remove the attacker's weapon from his access. If you cannot do so safely, remain at a safe distance with your weapon aimed at the attacker until help arrives.

(i) Ensure that no one comes between you and the attacker. Use verbal commands to keep other persons away from the attacker until the military police arrive.

(j) The deputy, cashier or agent must ensure that no witnesses leave the area until released by the military police.

6. CONTACT INFORMATION: The proponent for this policy letter is the 39th Finance Battalion Disbursing Section, DSN 322-8171.



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Commanding

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STATEMENT OF UNDERSTANDING

I have read, understand and will adhere to the contents outlined in this policy memorandum, Security of Cash and the Use of Deadly Force, dated 14 August 2006, and understand what constitutes the use of deadly force and the actions that precede it.

Signature

Date